

Message Text

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TO USMISSION OECD PARIS

C O N F I D E N T I A L STATE 276351

FOR ASSISTANT SECRETARY ENDERS ON HIS RETURN

FOLLOWING CARACAS 12070 SENT ACTION SECSTATE INFO US MISSION USUN
NOV. 20; REPEATED TO YOU QUOTE

C O N F I D E N T I A L CARACAS 12070

EO 11652: GDS

TAGS: UNGA EGEN VE

SUBJ: U.N. RESOLUTION ON CORRUPT PRACTICES BY TRANSNATIONAL
ENTERPRISES (TNES)

REF: STATE 254860; STATE 254996; CARACAS 11597

1. DR. FERNANDO GERBASI, DIRECTOR, INTERNATIONAL ORGANIZATIONS,
FOREIGN TRADE INSTITUTE, CALLED EMBASSY OFFICER, NOV 19
TO REPORT GOV REACTION TO EMBASSY DEMARCHE OF NOV 3 ON
DRAFT UN RESOLUTION ON CORRUPT PRACTICES BY TRANSNATIONAL
ENTERPRISES. GERBASI SAID THAT THE GOV ACCEPTS AND WILL
SUPPORT MOST OF THE POINTS MADE BY THE U.S.--ESPECIALLY OUR
RESERVATIONS CONCERNING THE FOREIGN POLICY IMPLICATIONS OF
HOME COUNTRY PENAL OR DISCLOSURE LEGISLATION CONCERNING ACTS
COMMITTED IN HOST COUNTRIES. GERBASI SAID THAT GOV IS
ALSO CONCERNED THAT HOME COUNTRY DISCLOSURE OR INVESTIGATION
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COULD CONSTITUTE UNDESIRABLE INTERFERENCE IN INTERNAL

AFFAIRS OF HOST COUNTRIES. GERBASI SAID THAT THE ONLY IMPORTANT DIVERGENCE IN U.S. AND VENEZUELAN VIEWS MAY RELATE TO U.S. EMPHASIS ON "FOREIGN GOVERNMENT OFFICIALS" AS RECIPIENTS OF BRIBES IN HOST COUNTRIES. IN GOV VIEW, BRIBES OFFERED BY TNES TO ANY INDIVIDUAL WHETHER OR NOT HE IS A GOVERNMENT OFFICIAL SHOULD FALL WITHIN THE SCOPE OF THE DRAFT RESOLUTION.

2. GERBASI SAID THAT VENEZUELA'S UN MISSION HAS BEEN INFORMED BY THE GOV'S POSITION AND INSTRUCTED TO PARTICIPATE IN ANY NEGOTIATIONS WHICH WOULD LEAD TO A BROADLY ACCEPTABLE RESOLUTION.

3. COMMENT: USUN MAY WISH TO CONFIRM THE ABOVE GOV POSITION WITH THE VENEZUELAN UN MISSION.
ASENCIO UNQUOTE KISSINGER

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